

Remarks

In view of the following amendments and remarks, favorable reconsideration of the outstanding office action is respectfully requested. Claims 1 – 21 remain in this application.

1. Allowed Claims/Subject Matter

Applicant notes with appreciation the Examiner's allowance of claims 1 – 10 and 12 – 21.

2. § 103 Rejections

The Examiner has rejected claim 11 under 35 U.S.C. § 103 as being unpatentable for obviousness over U.S. Patent No. 6,431,719 to Lau et al. (hereinafter Lau).

Claim 11 is directed to a lamp module for use in an electrical device. The lamp module includes a housing configured to be inserted into the electrical device. A printed circuit board is disposed in the housing. The printed circuit board having disposed thereon lamp circuitry. The lamp circuitry includes at least one light emitting diode and electrical contacts for engaging complementary electrical terminals of the electrical device. The lamp circuitry is configured to energize the at least one light emitting diode when the lamp module is installed in the electrical device. A lens portion is configured to cover the least one light emitting diode.

Lau is directed to a self-contained night light disposed in a housing containing *spaced-apart male AC prongs the mate with an AC socket*. The housing contains an array of differently colored light emitting diodes 30 disposed under a centrally located lens 40. The electronics are spaced apart from the LEDs 30 and lens 40 and disposed in a corner of the housing 20 (See Figure 1).

According to the **MPEP 2143**, three basic criteria must be met to establish a *prima facie* case of obviousness. First, there must be some suggestion or motivation, either in the references themselves or in the knowledge generally available to one of ordinary skill in the art, to modify the reference or to combine reference teachings. Second, there must be a reasonable expectation of success. Finally, the prior art reference (or references when combined) must teach or suggest all the claim limitations. The teaching or suggestion to make the claimed combination and the reasonable expectation of success must both be found in the

prior art, not in applicant's disclosure. *In re Vaeck*, 947 F.2d 488, 20 USPQ2d 1438 (Fed. Cir. 1991).

The examiner does not provide a prima facie case for obviousness because the cited art teach or suggest all the claim limitations. Claim 1 recites *a housing configured to be inserted into the electrical device*. Lau does not teach a housing 20 that is inserted into electrical device 80. Instead, Lau discloses a device that has electrical prongs that are inserted into receptacles 70. As such, housing 20 is disposed adjacent to device 80 and, therefore, is not configured to be inserted into electrical device 80.

The examiner also does not provide a prima facie case for obviousness because the rejection does not include any suggestion or motivation, either in the references themselves or in the knowledge generally available to one of ordinary skill in the art to modify the Lau reference to arrive at the present invention.

3. Conclusion

Based upon the remarks and papers of record, Applicant believes the pending claims of the above-captioned application are in allowable form and patentable over the prior art of record. Applicant respectfully requests reconsideration of the pending claim 11 and a prompt Notice of Allowance thereon.

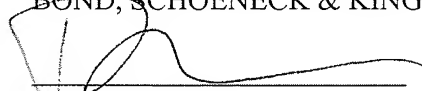
Applicant believes that no extension of time is necessary to make this Response timely. Should Applicant be in error, Applicant respectfully requests that the Office grant such time extension pursuant to 37 C.F.R. § 1.136(a) as necessary to make this Response timely, and hereby authorizes the Office to charge any necessary fee or surcharge with respect to said time extension to the deposit account of the undersigned firm of attorneys, Deposit Account 50-1546.

Please direct any questions or comments to Daniel P. Malley at (607) 330-4010.

Respectfully submitted,

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